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7 **UNITED STATES DISTRICT COURT**
8 **FOR THE CENTRAL DISTRICT OF CALIFORNIA**

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10 TRANSAMERICAN LIFE INSURANCE COMPANY,) CASE NO. 2:19-CV-00662-SVW-
JPR
11 Plaintiff,) Hon. Stephen V. Wilson
12 VLADIMIR LUKASHIN, OKSANA FAERMAN; GOLDEN)
13 AGE HOME CARE, AND)
14 ROBERT PARKENS (Individually))
And as Principal of Gold Age Home Care,)
15 Defendants.)
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DECLARATION OF JULIA SKLAR IN SUPPORT OF DEFENDANT VLADIMIR LUKASHIN'S EX PARTE APPLICATION TO CONTINUE TRIAL AND RELATED PRE-TRIAL DEADLINES, AS BASED ON THE STIPULATION OF PARTES

18 I, JULIA SKLAR, declare:

19 1. I am an attorney at law licensed to practice before all the courts of the
20 State of California, and have been admitted to this Court. I am the attorney of record
21 for Defendant for Defendant Vladimir Lukashin ("Defendant"). The following is
22 based upon my personal knowledge and beliefs, if called upon as a witness to testify
23 in this matter, I could and would testify competently thereto.

24 2. This declaration is submitted in support of Defendant Vladimir
25 Lukashin' Ex Parte Application to Continue Trial and Related Pre-Trial Deadlines, as
26 the Application is based on the Stipulation of Parties.

27 3. This is the first request of Defendant Vladimir Lukashin to continue
28 scheduled events in this matter.

1 4. Plaintiff Transamerica Life Insurance Company (“Plaintiff”) filed this
2 action against Defendants Vladimir Lukashin, an individual, Oksana Faerman, an
3 individual, Golden Age Home Care, and Robert Parkens, individually and as the
4 principal of Gold Age Home Care. Plaintiff alleges that defendants defrauded the
5 insurance company.

6 5. The complaint includes a claim for fraud and a number of related causes
7 of action. The complaint was filed on January 29, 2019. The only defendant who has
8 not been served in the action and did not answer to the complaint is Oksana Faerman.

9 6. On April 10, 2019, the parties met and conferred in advance of Court’s
10 Initial Status Conference. The Court held the conference on April 10, 2019. At that
11 time, the court set the following dates: Discovery Cut Off Date - August 26, 2019;
12 Dispositive Motion Nearing - August 26, 2019; Pretrial Conference – October 22,
13 2019; Jury Trial - October 22, 2019. There is a dispute among the parties regarding
14 the question of whether any discovery cut off date was set by the Court at the Initial
15 Status Conference and, in turn, whether the Court extended the period of discovery
16 when it granted Transamerica’s August 8, 2019 ex parte continuance application on
17 August 26, 2019 (ECF No. 40).

18 7. All the parties have timely served their Initial Disclosures. The parties
19 have exchanged with the extensive written discovery. Plaintiff has reported that it
20 intends to take over 10 depositions of the doctors and parties involved in the case. On
21 October 25, 2019, Plaintiff filed a motion to compel information and documents from
22 Defendant Vladimir Lukashin. The motion presently is set for hearing on November
23 21, 2019.

24 8. On August 8, 2019, Plaintiff filed the Ex Parte Application to Continue
25 Trial. Plaintiff requested a continuance of the trial from October 22, 2019 to February
26 19, 2020. Plaintiff reasoned that it will suffer irreparable prejudice if its application is
27 not granted, because it needed more time for the discovery.

1 9. On August 26, 2019, the Plaintiff's Ex Parte Application was granted.
2 Final Status Conference was reset for January 13, 2020, Trial was reset for January
3 21, 2020.

4 10. On October 16, 2019, I filed the Notice of Unavailability, which was
5 entered on October 20, 2019. I advised that I will be unavailable for all purposes
6 concerning the litigation, through and including February 29, 2020.

7 11. To reiterate, the instant Ex Parte Application is the first request of
8 Defendant Vladimir Lukashin to continue the trial and the scheduled pre-trial events
9 in this matter.

10 12. Attached hereto as Exhibit 1 is a true a correct copy of the Joint
11 Stipulation to Continue Trial, as one of the grounds for the instant Ex Parte
12 Application of Defendant Vladimir Lukashin. The Stipulation is prepared and signed
13 by all the parties who appeared in the action. Defendant Lukashin seeks by the instant
14 application a relief on the terms set forth in the Joint Stipulation.

15 13. I sincerely believe that there is a good cause for granting the relief sought
16 by the instant ex parte application. It concerns my family, for which an extraordinary
17 and heavy hearted situation is created. I have to take care for the immediate family
18 members with a serious and acute health conditions. It is my mother and mother in
19 law. The health conditions of my mothers is rapidly deteriorating, and the
20 circumstances of the needed care are such that it creates the non-delegable
21 responsibility for myself.

22 14. I believe that the requirement for the diligence on behalf of my client is
23 satisfied here. We have complied with all the Court's schedules, the pretrial
24 preparations. I served on behalf of my client the necessary discovery requests and
25 responded to the discovery propounded on him. I have been in contact with the
26 attorneys representing the other parties, and initiated the Joint Stipulation filed
27 herewith.

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15. I also believe that Defendant Lukashin will be severely prejudiced if the continuance of trial is refused, as I am his only attorney.

3 16. I further believe that no other party will suffer a prejudice from a
4 continuance. To reiterate, Plaintiff Transamerica has reported that significant
5 additional discovery is needed. Particularly, Plaintiff intends to take over 10
6 depositions of the doctors and parties involved in the case. On October 25, 2019,
7 Plaintiff filed a motion to compel information and documents from Defendant
8 Vladimir Lukashin. The motion includes the Joint Stipulation of the parties and the
9 points of nonagreement regarding the motion. The motion presently is set for hearing
10 on November 21, 2019. The Joint Stipulation to Continue Trial, attached hereto as
11 Exhibit 1, includes the stipulation to adjourn the hearing on the motion until March 5,
12 2020, if allowed by the Court.

13 17. Mr. Voronin, counsel for Defendants Golden Age Home Care, and
14 Robert Parkens, has also advised that he and his clients will be unavailable April 3,
15 2020 through April 10, 2020 and April 14, 2020 through April 21, 2020., for pre-
16 planned trips and family matters. He also reported that Robert Parkens will be
17 unavailable April 10, 2020 through May 6, 2020 , and for the entire month of August
18 2020for pre-planned trips and family matters.

19 I declare under penalty of perjury under the applicable laws that the foregoing
20 is true and correct.

21 Executed this 15th day of November 2019, at Los Angeles, California.

/s/ Julia Sklar
JULIA SKLAR, Declarant